

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Customer Number: 20277
	:	
Hideto NOGUCHI	:	Confirmation Number: 1297
	:	
Serial No.: 10/092,923	:	Group Art Unit: 2621
	:	
Filed: March 08, 2002	:	Examiner: H. Q. Dang
	:	
For: OPTICAL DISK RECORDING APPARATUS AND METHOD	:	

PETITION TO REVIVE UNDER 37 CFR 1.137(b)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants have not yet received a Notice of Abandonment in the above-identified application, although abandonment occurred due to Applicants filing a Request for Continued Examination (RCE) without a submission under 37 CFR § 1.114. An RCE, Response under 37 C.F.R. § 1.114, and Petition for a Three Month Extension of Time are being filed concurrently herewith.

As the abandonment was unintentional, Applicants respectfully petition for revival of the application, and authorize the required petition fee of \$1,540.00 to be charged to Deposit Account No. 500417.

Revival of the application, entry of the RCE and Response filed concurrently herewith, and consideration on the merits are respectfully requested.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this

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paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

A handwritten signature in black ink, appearing to read 'DAS', with a horizontal line extending to the left.

David A. Spenard
Registration No. 37,449

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Phone: 202.756.8000 DAS:lcb
Facsimile: 202.756.8087
Date: October 31, 2007

**Please recognize our Customer No. 20277
as our correspondence address.**